



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

NISHIOKA et al

Serial No. 10/734,158

Filed: December 15, 2003

For: ENGINE CONTROL UNIT OPERABLE UNDER  
IGNITION SWITCH TURN-OFF

Atty. Ref.: 2018-823

TC/A.U.: 3747

Examiner:

\* \* \* \* \*

May 7, 2004

Commissioner for Patents & Trademarks

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

**SUBMISSION OF CORRECTED  
INVENTORS' DECLARATION  
AND  
FOREIGN PRIORITY CLAIM**

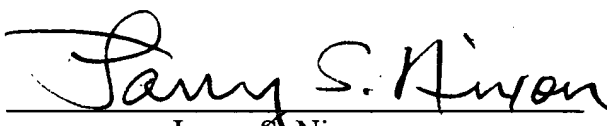
The originally filed inventors' declaration erroneously listed the first foreign priority date as January 24, 2002 when it should have been January 24, 2003. The attached substitute inventors' declaration corrects this error. An accompanying request for a correspondingly corrected filing receipt is also being concurrently filed. Entry of the corrected inventors' declaration is respectfully requested as is the correction of all USPTO records in this regard.

NISHIOKA et al  
Serial No. 10/734,158

The certified Japanese priority documents having earlier been filed herein on December 15, 2003, applicant hereby respectfully requests that this application be given the benefit of the foreign filing date under the provisions of 35 U.S.C. §119.

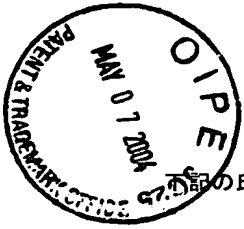
Respectfully submitted,

**NIXON & VANDERHYE P.C.**

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Declaration and Power of Attorney for Patent Application  
特許出願宣誓書及び委任状  
Japanese Language Declaration  
日本語宣言書



下記の氏名の発明者として、私は以下の通り宣言します。

As a below named inventor, I hereby declare that:

私の住所、郵便住所、国籍は下記の私の氏名の後に記載された通りです。

My residence, post office address and citizenship are as stated next to my name.

下記の名称の発明に関して特許請求の範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者(下記の氏名が一つの場合)もしくは最初かつ共同発明者であると(下記の名称が複数の場合)信じています。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

ENGINE CONTROL UNIT OPERABLE UNDER IGNITION SWITCH TURN-OFF

上記発明の明細書(下記の欄でx印がついていない場合は、本書に添付)は、

the specification of which is attached hereto unless the following box is checked:

☐ 2003年12月15日に提出され、  
米国出願番号またはPCT国際出願番号を  
10/734158とし、(該当する場合)に  
補正されました。

☐ was filed on 15/December/2003  
as United States Application Number or PCT  
International Application Number 10/734158  
and was amended on  
(if applicable).

私は、特許請求範囲を含む上記補正後の明細書を検討し、内容を理解していることをここに表明します。

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編第1.56項に規定されるとおり、特許性の有無について重要な情報を開示する義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

私は、以下に記載する特許もしくは発明者証の外国出願について米国法典第35編119条(a)-(d)項又は365条(b)項に基づく外国優先権を、又は以下に記載する米国以外の国の少なくとも一カ国を指定しているPCT国際出願について米国法典第35編365(a)項に基づく外国優先権をここに主張するとともに、優先権を主張している本出願の前に出願された特許もしくは発明者証の外国出願又はPCT国際出願を、枠内をマークすることで以下に示します。

I hereby claim foreign priority under Title 35, United States Code, Section 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application for which priority is claimed.

Japanese Language Declaration  
(日本語宣言書)

Prior Foreign Application(s)  
外国での先行出願

Priority Not Claimed  
(優先権主張なし)

1.	2003-16585	Japan	24/January/2003	<input type="checkbox"/>
	(Number) (番号)	(Country) (国名)	(Day/Month/Year Filed) (出願年月日)	
2.	2003-369367	Japan	29/October/2003	<input type="checkbox"/>
	(Number) (番号)	(Country) (国名)	(Day/Month/Year Filed) (出願年月日)	

私は、下記の米国仮特許出願について第35編米国法典119条(e)項に基づく権利をここに主張いたします。

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

(Application No.)	(Filing Date)
(出願番号)	(出願日)

(Application No.)	(Filing Date)
(出願番号)	(出願日)

私は、下記の米国特許出願について米国法典第35編120条に基づく権利、又は米国を指定している下記のPCT国際出願について米国法典第35編365条(c)に基づく権利をここに主張します。また、本出願の各請求範囲の内容が米国法典第35編112条第1段で規定された方法で先行する米国特許出願又はPCT国際出願に開示されていない限り、その先行出願の出願日以降で当該国内出願又はPCT国際出願の出願日までの期間中に入手された、連邦規則法典第37編1.56項で定義された特許性の有無に関する重要な情報について開示義務があることを認識しています。

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of application.

Application No.
(出願番号)

Filing Date
(出願日)

Status :
(現況)

Patented,
(特許許可済)、

Pending,
(係属中)、

Abandoned
(放棄済)

Japanese Language Declaration  
(日本語宣言書)

私は、私自身の知識に基づいて本宣言書中で私が行う表明が真実であり、かつ私の入手した情報と私の信じることに基く表明が全て真実であると信じていること、さらに故意になされた虚偽の表明及びそれと同等の行為は米国法典第18編第1001条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の声明を行えば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごとく宣誓を致します。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

委任状： 私は下記の発明者として、本出願に関する一切の手續を米特許商標局に対して遂行する弁理士または代理人として、下記の者を指名いたします。(弁護士、または代理人の氏名及び登録番号を明記のこと)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number).

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